

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI

UNITED STATES OF AMERICA

Plaintiff,

-vs-

Criminal Action No.  
22-00032-05-CR-W-SRB

EARL MILLER,

Defendant.

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**MEMORANDUM OF MATTERS DISCUSSED AND  
ACTION TAKEN AT PRETRIAL CONFERENCE**

The following matters were discussed and action taken during the pretrial conference:

**PENDING CHARGE:** By Superseding Indictment (Doc. 93):

Count 1: Conspiracy to Distribute 280 Grams or More of a Mixture or Substance Containing a Detectable Amount of Cocaine Base *in violation of* 21 U.S.C. §§ 841(a)(1), (b)(1)(A), and 846.

Count 20: Possession With Intent to Distribute 28 Grams or More of a Mixture or Substance Containing a Detectable Amount of Cocaine Base *in violation of* 21 U.S.C. § 841(a)(1) and (b)(1)(B).

Count 23: Possession of a Firearm in Furtherance of a Drug Trafficking Offense *in violation of* 18 U.S.C. §§ 924(c)(1)(A) and 2.

Forfeiture Allegation 1

Forfeiture Allegation 2

**TRIAL COUNSEL:**

Government: Stephanie Bradshaw and an additional AUSA (to be identified)

Case Agent: Special Agent Elizabeth White, ATF

Defense: Dawn Parsons and Kayleen Moore

**OUTSTANDING MOTIONS:** None

**ANTICIPATED MOTIONS:** None

**TRIAL WITNESSES:**

Government: 8-10 with stipulations; 10-11 without stipulations

Defense: 1 witness, including Defendant who ☐ will  
☒ may  
☐ will not testify

**TRIAL EXHIBITS:**

Government: 20-30 exhibits

Defense: No additional exhibits

**DEFENSES:**

☒ defense of general denial

☐ defenses of general denial and \_\_\_\_\_

**POSSIBLE DISPOSITION:**

☐ Definitely for trial

☐ Possibly for trial

☐ Motion to continue to be filed

☒ Change of plea hearing requested

**TRIAL TIME: 3 days**

Government's case including jury selection: 2.5 days

Defense case: .5 days

**STIPULATIONS:**

☐ not likely

☐ not appropriate

☒ likely as to:

☒ chain of custody

☒ chemist's reports

☐ prior felony conviction

☐ interstate nexus of firearm

☒ other: cell phone extractions

**UNUSUAL QUESTIONS OF LAW: None**

**FILING DEADLINES:**

**Witness and Exhibit Lists:** December 23, 2024

Government: December 23, 2024

Defense: December 23, 2024

**Counsel are requested to list witnesses in alphabetical order on their witness list.**

**Exhibit Index, Voir Dire, Jury Instructions:** December 23, 2024

**Jury instructions must comply with Local Rule 51.1**

**Motions in Limine:** December 23, 2024

**TRIAL SETTING:** Criminal jury trial docket commencing 1/6/2025

**Please note:** Neither the Government nor Defense have any conflicts with the two-week trial docket.

**OTHER:**

( ) A \_\_\_\_\_-speaking interpreter is required.

( ) Other assistive devices: \_\_\_\_\_

**IT IS SO ORDERED.**

/s/ Jill A. Morris  
JILL A. MORRIS  
United States Magistrate Judge